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UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

UNITED STATES OF AMERICA,)	
)	CASE NO. 2:14-CR-00138-JAD-VCF
Plaintiff,)	
)	
vs.)	
)	
CHARLES RAY BELL, JR.,)	
)	
Defendant.)	

STIPULATION TO CONTINUE SENTENCING
(Second Request)

IT IS HEREBY STIPULATED AND AGREED, by and between DANIEL BOGDEN, United States Attorney, and PHILLIP N. SMITH, JR., Assistant United States Attorney, counsel for the United States of America, and RUSSELL E. MARSH, ESQUIRE, Wright Stanish & Winckler, counsel for CHARLES RAY BELL, JR., that the sentencing hearing currently scheduled for Tuesday, May 24, 2016 at the hour of 10:00 a.m., be vacated and continued for at least 90 days to a date and time convenient to this Court.

This stipulation is entered into for the following reasons:

1. The trial in this matter was held on January 5-6, 2016, and Defendant Bell was found guilty by the jury. Sentencing is currently scheduled for May 24, 2016.
2. The parties have received a draft Presentence Investigation Report ("PSR") from U.S. Probation. Defendant Bell has lodged objections with the U.S. Probation Office but the parties have not yet received any response or revised PSR.

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1 3. Defense counsel requires additional time to obtain information for Mr. Bell and his
2 family member for sentencing purposes. Mr. Bell also requires time to resolve issues regarding one
3 of Mr. Bell's prior state convictions. Further, Mr. Bell needs more time to review the PSR and
4 prepare his sentencing memoranda.

5 4. In addition, United States v. Tate, Case No. 15-10283, a case originating in the
6 District of Nevada, is scheduled for Oral Argument before the Ninth Circuit on June 16, 2016. This
7 case involves whether certain robbery convictions are considered "crimes of violence" under the
8 sentencing guidelines, an issue that is highly relevant to the guidelines determination in this case.

9 5. The parties also agree to the following briefing schedule: Sentencing Memoranda
10 shall be filed no later than fourteen (14) days before sentencing; any responses are due seven (7) days
11 before the date set for sentencing.

12 6. The Defendant is in custody and agrees to the continuance requested in this
13 stipulation.

14 DATED: May 3, 2016

15 WRIGHT STANISH & WINCKLER

DANIEL BOGDEN
United States Attorney

16 By /s/ Russell E. Marsh
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By /s/ Phillip N. Smith, Jr.
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UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

UNITED STATES OF AMERICA,)
)
Plaintiff,)
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vs.)
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CHARLES RAY BELL, JR.,)
)
Defendant.)
_____)

CASE NO. 2:14-CR-00138-JAD-VCF
ORDER

Based on the Stipulation of the parties,

IT IS HEREBY ORDERED that the sentencing hearing currently scheduled for Tuesday, May 24, 2016, be vacated and continued to Tuesday, September 6, 2016, at 10:00 a.m. Sentencing Memoranda shall be filed fourteen (14) days before sentencing. Any responses are due seven (7) days before the sentencing date.

Dated: May 4, 2016.



JENNIFER A. DORSEY
UNITED STATES DISTRICT COURT JUDGE